

UNITED STATES DISTRICT COURT  
DISTRICT OF MASSACHUSETTS

Civil Action No. 04-30072-MAP

JOSEPH ROSEMOND	)
Plaintiff	)
	)
v.	)
	)
STOP AND SHOP SUPERMARKET	)
COMPANY,	)
Defendant	)
	)

**PLAINTIFF'S MOTION TO AMEND COMPLAINT**  
**(SECOND)**

Now comes the Plaintiff, Joseph Rosemond and pursuant to Fed. R. Civ. Pro. Rule 15(a) hereby moves this Honorable Court to allow him to amend his complaint to include a count for retaliation. The basis for this Motion is specified in the Memorandum of Law which accompanies this Motion. A copy of the proposed Amended Complaint is attached hereto for the convenience of the Court.

WHEREFORE, the Plaintiff, Joseph Rosemond, hereby moves this Honorable Court to allow the Plaintiff to amend his complaint.

Respectfully submitted,  
Plaintiff, Joseph Rosemond,  
By His Attorney,

/s/ Tani E. Sapirstein  
Tani E. Sapirstein, Esq.  
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Dated: May 25, 2006

### **CERTIFICATE OF SERVICE**

I hereby certify that a true copy of the above document was served upon the following via first class mail, postage prepaid to:

Lisa J. Damon, Esq.  
Brigitte Duffy, Esq.  
Seyfarth Shaw LLP  
World Trade Center East  
Two Seaport Lane, Suite 300  
Boston, MA 02210-2028

/s/ Tani E. Sapirstein  
Tani E. Sapirstein, Esq.

Dated: May 25, 2006

### **RULE 7.1 CERTIFICATION**

I, Tani E. Sapirstein, hereby certify that I have conferred with Brigitte Duffy in a good faith attempt to resolve or narrow the issue which is the subject of this Motion.

/s/ Tani E. Sapirstein  
Tani E. Sapirstein, Esq.